

ESTTA Tracking number: **ESTTA486983**

Filing date: **08/02/2012**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91204206
Party	Plaintiff Angels Baseball LP
Correspondence Address	LISA M WILLIS COWAN LIEBOWITZ & LATMAN PC 1133 AVENUE OF THE AMERICAS NEW YORK, NY 10036 UNITED STATES trademark@cll.com, jmn@cll.com, lmw@cll.com, ame@cll.com
Submission	Other Motions/Papers
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Signature	/Lisa M. Willis/
Date	08/02/2012
Attachments	LEGION OF ANGEL - 8.2.12. Motion to Suspend.pdf (3 pages)(10986 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In re Application Serial No. 85/332,627
Filed: May 27, 2011
For Mark: LEGION OF ANGELS
Published in the Official Gazette: November 8, 2011

ANGELS BASEBALL LP,	-----X	
	:	
Opposer,	:	Opposition No. 91204206
	:	
v.	:	
	:	
MISTY D. SHIM,	:	
Applicant.	:	
	-----X	

**MOTION ON CONSENT TO SUSPEND PROCEEDINGS
AND TO EXTEND DISCOVERY PERIOD IF OPPOSITION IS RESUMED**

Opposer, by and through counsel, hereby moves for an order suspending the proceedings in this matter for a period of two (3) months, until **October 3, 2012**. Applicant consented to this motion, which is requested to allow the parties to engage in settlement discussions.

Progress has been made towards settlement of this matter. Opposer's outside counsel and Applicant negotiated terms to be included in a settlement agreement. The additional time is requested for Opposer's outside counsel to draft the agreement according to those terms and for the parties to continue to work towards settlement of this matter.

In the event that the Board denies this motion, Opposer consents to an extension of time for Applicant to file an answer or otherwise respond to the Notice of Opposition until sixty (60) days after such denial.

If the Board grants this motion, the Board should also reset Applicant's time to answer or otherwise respond to the Notice of Opposition until thirty (30) days after the suspension ends. Additionally, the parties request that six months of discovery be allowed and that the discovery cutoff be reset to six (6) months after the proceedings resume so that the parties will have the full period of discovery in the event that the matter is not able to be resolved. The trial periods and other periods should be reset accordingly.

Dated: New York, New York
August 2, 2012

COWAN LIEBOWITZ & LATMAN, P.C.
Attorneys for Opposer

By: /Lisa M. Willis/

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on August 2, 2012, I caused a true and correct copy of the foregoing Motion to Suspend to be sent via First Class Mail, postage prepaid, to Applicant Misty D. Shim, 6880 Eagle Ridge Dr, Gilroy, CA 95020-3032.

/Lisa M. Willis/

Lisa M. Willis